

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	MONIA et al.)	
SERIAL NO.:	10/568,488)	EXAMINER:
FILING/371c DATE:	MARCH 25, 2008)	ART UNIT: 1635
FOR:	ANTISENSE MODULATION OF P38)	CONFIRMATION NO: 7913
	MITOGEN ACTIVATED PROTEIN)	
	KINASE EXPRESSION)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**ITEMIZATION OF A DEFICIENCY IN FILING FEES
IN ACCORDANCE WITH 37 CFR §1.28(c)(ii)**

Dear Sir:

The Filing fees paid on February 14, 2006, in connection with the above-identified application, were paid in good faith as small entity; however, it has come to the attention of the Applicant that this assertion was established in error. The Applicant paid the small entity rate of \$450. The filing fee owed for a large entity filing using the current fee schedule is set forth below:

Filing Fee	\$310
Search Fee	\$510
Examination Fee	\$210
Extra Claims Fee	<u>\$300</u>
Large Entity Total:	\$1,330
Less previously paid fees:	(\$450)
Total deficiency:	\$880

The deficiency owed for filing fees is \$880 as calculated above using the current fee schedule. The Commissioner is hereby authorized to charge \$880 to Deposit Account Number 19-5117 to remedy this deficiency.

An assertion of large entity status is filed herewith.

Respectfully submitted,
/Marina Heusch/

Date: April 15, 2008

Marina I. Heusch
Agent for Applicant
Reg. No. 47,647
Swanson & Bratschun, L.L.C.
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Littleton, CO 80120
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LARGE ENTITY ASSERTION

Dear Sir,

Please note that United States Patent Application Number 10/568,488 qualifies as a large entity. Please immediately update the patent application record to reflect large entity status for this case.

An Itemization of a Deficiency in Filing Fee in Accordance with 37 CFR § 1.28(c)(2)(ii) is filed herewith.

Thank you for your attention in this matter.

Respectfully submitted,

/Marina Heusch/

Date: April 15, 2008

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4981).

FEE TRANSMITTAL

For FY 2008

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 880

Complete if Known

Application Number 10/568,488
Filing Date (371c date) March 25, 2008
First Named Inventor MONIA
Examiner Name
Art Unit 1635
Attorney Docket No. ISIS.03/PCT-US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):

☒ Deposit Account Deposit Account Number: 19-5117 Deposit Account Name: Swanson & Bratschun, LLC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below

☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17

☒ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	310	155	510	255	210	105	
Design	210	105	100	50	130	65	
Plant	210	105	310	155	160	80	
Reissue	310	155	510	255	620	310	
Provisional	210	105	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	210	105
Multiple dependent claims	370	185

Total Claims Extra Claims Fee (\$)

- 20 or HP = x =

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$)

- 3 or HP = x =

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims

Fee (\$) Fee Paid (\$)

Fee (\$) Fee Paid (\$)

Fee (\$) Fee Paid (\$)

Fee (\$) Fee Paid (\$)

Fee (\$) Fee Paid (\$)

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(c)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

- 100 = / 50 = (round up to a whole number) x =

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Deficiency in fees paid as small entity

\$880

SUBMITTED BY

Signature /Marina Heusch/ Registration No. (Attorney/Agent) 47,647 Telephone 303-268-0066
Name (Print/Type) Marina I. Heusch Date April 15, 2008

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.